



JPW

XA-10000  
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Takahashi KOBAYASHI et al.

Appln. No.: 10/721,874

Group Art Unit: 2826

Filed: November 26, 2003

Examiner: F. Erdem

For: NONVOLATILE SEMICONDUCTOR MEMORY DEVICE AND METHOD  
OF MANUFACTURING THEREOF

\* \* \*

REQUEST TO VACATE OFFICE ACTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

It is respectfully requested that the Office Action dated August 26, 2004, be vacated. The action requires restriction between I. Claims 1-29 and II. Claims 30-41. However, Claims 30-41 were cancelled by the Preliminary Amendment dated November 26, 2003.

Accordingly, the outstanding Office Action should be vacated and an action on the merits given with respect to Claims 1-29.


The Commissioner is hereby authorized to charge to Deposit Account No. 50-1165 any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this paper and to credit

any overpayment to that Account. If any extension of time is required in connection with the filing of this paper and has not been requested separately, such extension is hereby requested.

Respectfully submitted,

MWS:lat

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By:   
Mitchell W. Shapiro  
Reg. No. 31,568

September 1, 2004